

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Farmer
SERIAL NUMBER : 09/708,870 EXAMINER : Afremova, V.
FILING DATE : November 8, 2000 ART UNIT : 1651
FOR : Inhibition of Pathogens by Probiotic Bacteria

Mail Stop IDS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

DEC 05 2003

TECH CENTER 1600/2900

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicant hereby makes of record the documents listed on the attached modified Form PTO-1449.

This Supplemental Information Disclosure Statement is being filed within three months of the mailing date of the Supplemental European Office Search Report for EP 00 978 435.6 - 2107, mailed August 26, 2003. Accordingly, no fee or certification is believed due at this time.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and sign the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.


By submitting this Supplemental Information Disclosure Statement, the Applicant makes no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested.

APPLICANTS: **Farmer**
U.S.S.N.: **09/708,870**

Please charge any fees that may be due, or credit any overpayment of same, to Deposit
Account No. 50-0311, Reference No. 19374-509.

Respectfully submitted,

for  Reg. No. 48223
Ivor R. Elrifi, Reg. No. 39,529
Attorney for Applicants
MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY and POPEO, P.C.
Tel: (617) 542-6000
Fax: (617) 542-2241
Customer No. 30623

Dated: November 26, 2003

TRA 1856621v1

Please type a plus sign (+) in this box



PTO/SB (12-97)
Approved for use through 9/30/00. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Modified Form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)	Application Number	09/708,870
	Filing Date	November 8, 2000
	First Named Inventor	Farmer
	Group Art Unit	1651
	Examiner Name	Afremova, V.
	Attorney Docket Number	19374-509

RECEIVED

DEC 05 2003

TECH CENTER 1600/2900

U.S. PATENT DOCUMENTS							
Exam Initials	Cite No.	U.S. Patent Document No.	Issue Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date If Appropriate

FOREIGN PATENT DOCUMENTS							
Exam Initials	Cite No.	Foreign Patent Document Office Number	Name of Patentee(s) or Applicant(s)	Date of Publication	Translation Yes No		
	B9	WO 01/13927 A2	GANEDEN BIOTECH, INC.	March 1, 2001	Yes		
	B10	WO 01/13956 A2	GANEDEN BIOTECH, INC.	March 1, 2001	Yes		

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS		
Exam Initials	Cite No.	Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.
	C57	Supplemental International Search Report, Mailing date: August 26, 2003

* a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application. Serial No. _____, filed _____, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).

RECEIVED

DEC 09 2003

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

OFFICE OF PETITIONS

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to applicant.